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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Foerster, et al.

Customer No. 000027777

Conf. 1306

Serial No.: 09/776,125

Art Unit: 3731

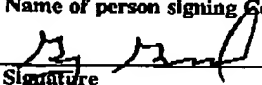
Filed : February 2, 2001

Examiner: Jessica Baxter

For : Methods and Devices for Defining and Marking Tissue

I certify that this correspondence is being transmitted via facsimile to the US Patent and Trademark Office
On October 15, 2004

Gerry Gressel
Name of person signing Certificate

 10/15/04
Signature

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

RESPONSE TO OFFICE ACTION DATED MAY 20, 2004

Dear Sir:

Petition for 2 Month Extension of Time:

The commissioner is petitioned for a two month extension of time, and authorized to charge the fee of \$430 and any other fee necessary to preserve this application to Deposit Account 10-0750 END723/GSG.

Information Disclosure Statement:

The Examiner is respectfully requested to consider the information disclosure statements submitted in this application, including without limitation the IDS of May 1, 2003 resubmitted with the preceeding response (and which the Examiner stated was not considered in the Office Action of 9/10/2003), and those submitted July 20, 2004; and July 14, 2004. The Examiner is respectfully requested to consider the references with respect to the pending claims and indicate they have been considered in the next Office Action.

Amendments begin on Page 2.

Remarks begin on Page 6.